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JC984 U.S. PTO

PATENT  
251.82B

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JC986 U.S. PTO  
09/849388  
05/03/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

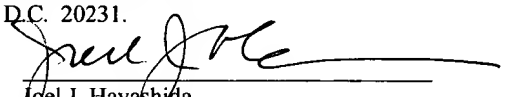
In re Application of )  
)  
ULRICH ANNEN, ET AL. )  
)  
Serial No.: Not Yet Assigned )  
)  
Filed: Herewith )  
)  
Title: N-ALKYL AMMONIUM )  
ACETONITRILE SALTS, METHOD )  
THEREFOR AND COMPOSITIONS )  
THEREWITH )

Group Art Unit:  
  
Examiner:  
  
Paper No.: 12  
  
Prior Group Art Unit: 1714  
Prior Examiner: J.D. Anthony

Oakland, California 94623  
May 3, 2001

Certificate of Mailing – Express Mail

I hereby certify that this Paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as Express Mail – Post Office to Addressee, Mailing Label No. EF060564344US, in an envelope addressed to: Assistant Commissioner for Patents, BOX PATENT APPLICATION, Washington, D.C. 20231.  
Date: May 3, 2001

  
Joel J. Hayashida  
Reg. No. 30,065

Assistant Commissioner for Patents  
BOX PATENT APPLICATION  
Washington, D.C. 20231

Sir:

This is a request for filing a [ X ] Continuation [ ] Divisional application under 37 C.F.R. §53(b) of pending prior application Serial No. 09/163,723, filed September 30, 1998, (itself a continuation of Serial No. 08/758,544, filed November 29, 1996, now abandoned)  
of ULRICH ANNEN ET AL.

(inventor(s))

for N-ALKYL AMMONIUM ACETONITRILE SALTS, METHOD THEREFOR AND COMPOSITIONS THEREWITH

09849388-050301

09849388-050301

1. ☐ Papers enclosed that are required for filing date under 37 C.F.R. §1.53(b) (Regular) application.  
40 page(s) of specification  
7 page(s) of claims  
2 page(s) of abstract  
1 sheet(s) of drawings  
     formal  
X informal  
6 page(s) of Patent Application Declaration (from co-pending Serial No. 09/163,723, filed September 30, 1998, the "Parent" application; itself a continuation of Serial No. 08/758,544, filed November 29, 1996, now abandoned).
2. ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.53 (d)(4), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors being claimed in this application:
- (a). Full Name \_\_\_\_\_
- (b). Full Name \_\_\_\_\_
- (c). Full Name \_\_\_\_\_
3. ☐ The above-identified prior application is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application. (Note: 37 C.F.R. §1.53(b) must be used for applications where the prior application is not to be abandoned.)
4. ☒ It is understood that secrecy under 35 U.S.C. §122 hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. §1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all other applications in the same file wrapper.
5. ☐ Enter the amendment previously filed on \_\_\_\_\_ under 37 C.F.R. §1.116, but unentered, in the prior application.

6. ☒ The filing fee is calculated below:

CLAIMS AS FILED			
Number Filed	Number Extra	Rate	Basic Fee 690.00
TOTAL CLAIMS	34 - 20 = 14	x \$ 18.00	252.00
INDEPENDENT CLAIMS	4 - 3 = 1	x \$ 78.00	78.00
MULTIPLE DEPENDENT CLAIMS (if applicable)		+ \$260.00	
FILING FEE CALCULATION:			<u>\$1,020.00</u>

7. ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed \_\_\_ was filed in the prior application and such status is still proper and desired (37 CFR 1.28(a)).

FILING FEE CALCULATION \$ \_\_\_\_\_

8. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 03 2270. A duplicate copy of this sheet is enclosed.
9. ☒ Processing and retention fee (\$130; 37 C.F.R. §1.53(d) and 1.21(1)) \$130.00.
10. ☒ Please charge Account No. 03 2270 amount of \$ 1,020.00 to cover the filing fee.
11. ☐ Cancel in this application original Claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
12. ☒ Amend the specification by inserting before the first line the sentence: -- This is a X continuation, \_\_\_ division, of Application Serial No. 09/163,723, filed September 30, 1998 (itself a continuation of Serial No. 08/758,544, filed November 29, 1996, now abandoned, entitled "N-ALKYL AMMONIUM ACETONITRILE SALTS, METHOD THEREFOR AND COMPOSITIONS THEREWITH"
13. ☒ 1 sheet(s) of ☐ formal ☒ informal drawings is/are submitted.
14. ☐ Priority of application serial no. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed

under 35 U.S.C. 119.

The certified copy has been filed in prior application serial no. \_\_\_\_\_, filed \_\_\_\_\_.

15. [ X ] The prior application is assigned of record to:  
THE CLOROX COMPANY (Reel 8555, Frame 0013)  
filed June 6, 1997; and BASF AKTIENGESELLSCHAFT (Reel 8555, Frame  
0021, filed June 6, 1997; both of these assignments are recorded against  
Grandparent application Serial No. 08/758,544)
16. [ X ] The power of attorney in the prior application is to:  
J. Suzanne Siebert, Esq., Reg. No., 28,758, and the law firm of Majestic, Parsons,  
Siebert & Hsue; and

Joel J. Hayashida	30,065
(name)	(reg. no.)
Michael J. Mazza	30,775
(name)	(reg. no.)
Stephen W. Westbrook	26,050
(name)	(reg. no.)
Harry A. Pacini	25,409
(name)	(reg. no.)

- a. X The power appears in the Grandparent application  
Serial No. 08/758,544, filed November 29, 1996.
- b.     Since the power does not appear in the original papers, a copy of  
the power in the prior application is enclosed.
- c.     A new power has been executed and is attached.
- d. X Address all future communications to:

Joel J. Hayashida, Corporate Patent Counsel  
The Clorox Company  
P. O. Box 24305  
Oakland, California 94623  
Telephone: (510) 271-7847

17. [ X ] A preliminary amendment is enclosed. (Claims added by this amendment have  
been properly numbered consecutively beginning with the number next following  
the highest numbered original claim in the prior application.)

18. ☒ A petition and fee (copy enclosed) has been filed to extend the term in the pending prior application Serial No. 09/163,723 until May 3, 2001.

☐ Please abandon the prior application when the petition for extension of time in that application is granted and when this application is granted a filing date so as to make the application copending with said prior application. (37 C.F.R. 1.53(d)).

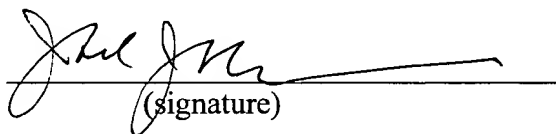
☐ The Prior application has been allowed. This ☐ divisional ☐ continuation application is being sought prior to the patenting of said prior application. (37 C.F.R. 1.53(b)). Priority of said application under 35 U.S.C. §121 is claimed.

19. ☒ An information disclosure statement is enclosed. (From the Parent and/or Grandparent, including any Forms PTO-1449 or PTO-892)

20. ☐ Other papers:

The undersigned declares further that all statements made herein of his or her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

5/3/01  
(date)

  
(signature)

Joel J. Hayashida, Esq. 30,065  
(name) (reg. no.)

THE CLOROX COMPANY  
P.O. Box 24305  
Oakland, California 94623-1305  
(510) 271-7847

Attorney Docket No. 251.82B

☐ Inventor(s)  
☐ Assignee of complete interest  
☒ Attorney or agent of record

CERTIFICATE OF MAILING BY EXPRESS MAIL

EXPRESS MAIL LABEL NO.: EF060564344US

DATE OF DEPOSIT: May 3, 2001

I hereby certify that the enclosed

In re U.S. Patent Application of ULRICH ANNEN ET AL.

Serial No.: NOT YET ASSIGNED

Filed: HEREWITH

For: N-ALKYL AMMONIUM ACETONITRILE SALTS, METHOD THEREFOR AND COMPOSITIONS THEREWITH

Request for Continuation (2)

Copy of Specification, Claims, Abstract, Declarations (Rule 63) and Drawings

Forms PTO-892 and 1449

Preliminary Amendment

Copy of Petition for Extension of Time from Parent

Postcard

Express Mail Label No.: EF060564344US

are deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 C.F.R. §1.10 on the date indicated above and are addressed to:

Assistant Commissioner for Patents  
BOX PATENT APPLICATION  
Washington, D.C. 20231

NAME OF THE PERSON DEPOSITING PAPER(S): Joel J. Hayashida

Reg. No. 30,065

SIGNATURE: 

DATE: May 3, 2001

09849388-050301  
T0E050-8864860